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Attorneys for Defendant
WINCO FOODS, LLC

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

MANDI HOVATER, individually and on behalf of all similarly situated current and former employees of WINCO FOODS, LLC, and WINCO FOODS, INC.,

Case No. 3:11-cv-00557-CRB

**STIPULATION TO REMAND CASE TO
STATE COURT**

Plaintiffs,

Judge: Hon. Charles R. Breyer

V.

Date:

Time:

WINCO FOODS, LLC, WINCO FOODS, INC.)
and DOES 1 through 10, inclusive.)

Complaint filed: February 18, 2010
Trial Date: None Set

Defendants.

ORDER TO REMAND

STIPULATION

WHEREAS this case was originally filed in the Superior Court of California County of Sacramento and removed by defendants pursuant to federal question jurisdiction under 28 U.C.S. §§ 1331 and 1441;

WHEREAS the parties have stipulated to the dismissal of the class allegations without prejudice and on May 26, 2011, this Court dismissed without prejudice all class allegations in the

1 | First Amended Complaint;

2 **WHEREAS** since the dismissal of the class allegations, the only remaining claims are
3 Plaintiff's individual state law claims against Defendants, based on solely on alleged violations
4 of California law. As such, the parties find it appropriate to remand this case to State Court.

5 **THEREFORE, IT IS HEREBY STIPULATED** by and between Plaintiff and
6 Defendants, through their attorneys of record that this case be remanded to the Superior Court of
7 California County of Sacramento.

DATED: July 5, 2011

SEYFARTH SHAW LLP

By /s/ Alfred L. Sanderson, Jr.
Alfred L. Sanderson, Jr.
Brandon R. McKelvey
Jason D. Glenn
Attorneys for Defendant
WINCO FOODS, LLC

5 | DATED: July 5, 2011

GRACE HOLLIS LLP

By /s/ Marta Manus
Graham S.P. Hollis
Marta Manus
Attorneys for Plaintiff
MANDI HOVATER

ORDER

Pursuant to the parties' stipulation, it is hereby ORDERED that the case is remanded to the Superior Court of California, County of Sacramento.

IT IS SO ORDERED.

DATED: July 5, 2011

